

MINUTES

OF THE

OCTOBER 31, 2018 SPECIAL BUSINESS MEETING



OF THE

OKLAHOMA WORKERS' COMPENSATION COMMISSION

STATEMENT OF OKLAHOMA OPEN MEETING LAW COMPLIANCE

Notice of this Special Meeting was filed with the Secretary of State's office on October 26, 2018 at 4:02 p.m., in compliance with the Open Meeting Act.

The Agenda was posted at least 24 hours in advance of the meeting, in compliance with the Open Meeting Act. It was posted on the Commission website and at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, the Commission's principal office.

MINUTES OF THE OCTOBER 31, 2018 SPECIAL MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

The members of the Oklahoma Workers' Compensation Commission met at 1915 N. Stiles Ave., 2nd Floor, Oklahoma City, Oklahoma, on October 31, 2018.

Members present: Chairman Mark Liotta, Commissioner Jordan Russell, and Commissioner Megan Tilly.

Others Present: Lindsey Christopher, WCC; Dana Esparza, WCC; Collin Fowler, WCC; and Dr. Jay Cannon, WCC.

Chairman Liotta expressed appreciation for those in attendance. After the roll was taken, he announced the presence of a quorum. The meeting was called to order at 1:30 p.m.

1. MINUTES

The drafted minutes of the October 10, 2018 and October 18, 2018 public meetings of the Commission were considered for approval.

Motion: Commissioner Tilly moved to approve the minutes of the October 10, 2018 and October 18, 2018 public meetings

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

2. Consent Agenda for Travel Vouchers Currently Outstanding:

Title 85A O.S. § 23 states that any Commissioner or employee of the Commission shall be entitled to receive his or her necessary traveling expenses as provided in the State Travel Reimbursement Act.

The expenses shall be certified by the person who incurred them and shall be allowed and paid on presentation of vouchers approved by the Commission. In accordance with this section, the Commission will consider a vote to approve the currently outstanding vouchers.

All vouchers listed within this Consent Agenda have been made available to each Commissioner prior to today's meeting, are considered routine, and will be enacted by one motion of the Commission. If separate discussion is desired, that item may be removed from the Consent Agenda and voted upon separately.

Motion: Commissioner Tilly to moved approve the travel vouchers.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

3. Discussion and Consideration of a Limited Representation Agreement with the Attorney General's Office and the need for a HIPAA Business Associate Agreement

The Commissioners discussed entering into a limited representation agreement with the Attorney General's office for purposes of conducting discovery related to state-wide litigation. The Commissioners will also consider whether an accompanying HIPAA Business Associate Agreement would be necessary and/or appropriate.

Motion: Commissioner Russell moved to take no action on this agenda item.

Second: Commissioner Tilly

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

4. Discussion and Consideration of Addendum 2 to Objectstream Contract

The Commissioners discussed amending the Commission's contract with Objectstream, Solicitation 8560000009, to include Addendum 2.

Motion: Commissioner Russell moved to approve Addendum 2 to Objectstream Contract.

Second: Commissioner Tilly

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried.

5. Announcements

The Commission’s next regularly scheduled business meeting is on November 15, 2018. The Commission’s next regularly scheduled appeals meeting is on November 16, 2018.

Commission Consideration of Adoption of Final Order in the Following Cases:

6. Johnnie Mae Brown v. A New Haven Transportation (No Insurance), File #CM2016-02956A

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Pam Cornett represented the Claimant and Dana L. Gish represented the Respondent.

This case came on for Oral Argument on July 20, 2018. After reviewing the record, hearing oral argument of counsel, and deliberating, the Commission took this case under advisement. A proposed order has been distributed to the Commissioners for consideration of adoption.

Motion: Commissioner Tilly moved to adopt the drafted order as proposed.

Second: Commissioner Russell

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

***The motion carried.* ORDER ADOPTED**

ADJOURNMENT.....Chairman Liotta

Motion: Commissioner Tilly moved to adjourn.

Second: Commissioner Russell.

Those voting aye: Chairman Liotta, Commissioner Russell, and Commissioner Tilly.

The motion carried. The meeting adjourned.